

TABLE II—CONTINUED

<i>Title 17 1947 Revision Sections</i>	<i>Title 17 New Sections</i>
18	407, 506
19	401
20	401, 402
21	405
22	601
23	601
24	203, 301 et seq.
25	301 et seq.
26	101
27	109, 202
28	201, 204
29	204
30	205
31	205
32	201
101	412, 501–504
102	Rep. See T. 28 §1338
103	Rep. See F.R. Civ. Proc.
104	110, 506
105	506
106	602
107	602
108	603
109	603
110	Rep. See T. 28 §1338
111	Rep. See T. 28 §1400
112	502
113	502
114	502
115	507
116	505
201	701(a)
202	701(a)
203	708(c)
204	Rep.
205	701(c)
206	701(b)
207	702
208	705
209	407, 410
210	707
211	707
212	705
213	704
214	704
215	708(a), (b)
216	703

PRIOR PROVISIONS

Title 17, as enacted by act July 30, 1947, ch. 391, 61 Stat. 652, consisting of sections 1 to 32, 101 to 116, and 201 to 216, as amended through 1976, and section 203, as amended by Pub. L. 95–94, title IV, §406(a), Aug. 5, 1977, 91 Stat. 682, terminated Jan. 1, 1978.

EFFECTIVE DATE

Section 102 of Pub. L. 94–553, Oct. 19, 1976, 90 Stat. 2598, provided that: “This Act [enacting this title and section 170 of Title 2, The Congress, amending section 131 of Title 2, section 290e of Title 15, Commerce and Trade, section 2318 of Title 18, Crimes and Criminal Procedure, section 543 of Title 26, Internal Revenue Code, section 1498 of Title 28, Judiciary and Judicial Procedure, sections 3203 and 3206 of Title 39, Postal Service, and sections 505 and 2117 of Title 44, Public Printing and Documents, and enacting provisions set out as notes below and under sections 104, 115, 304, 401, 407, 410, and 501 of this title] becomes effective on January 1, 1978, except as otherwise expressly provided by this Act, including provisions of the first section of this Act. The provisions of sections 118, 304(b), and chapter 8 of title 17, as amended by the first section of this Act, take effect upon enactment of this Act [Oct. 19, 1976].”

SEPARABILITY

Section 115 of Pub. L. 94–553, Oct. 19, 1976, 90 Stat. 2602, provided that: “If any provision of title 17 [this title], as amended by the first section of this Act, is declared unconstitutional, the validity of the remainder of this title is not affected.”

AUTHORIZATION OF APPROPRIATIONS

Section 114 of Pub. L. 94–553, Oct. 19, 1976, 90 Stat. 2602, provided that: “There are hereby authorized to be appropriated such funds as may be necessary to carry out the purposes of this Act [this title].”

LOST AND EXPIRED COPYRIGHTS; RECORDING RIGHTS

Section 103 of Pub. L. 94–553, Oct. 19, 1976, 90 Stat. 2599, provided that: “This Act [enacting this title] does not provide copyright protection for any work that goes into the public domain before January 1, 1978. The exclusive rights, as provided by section 106 of title 17 as amended by the first section of this Act, to reproduce a work in phonorecords and to distribute phonorecords of the work, do not extend to any nondramatic musical work copyrighted before July 1, 1909.”

CROSS REFERENCES

Exclusive jurisdiction of Federal courts over actions and proceedings under copyright laws, see section 1338 of Title 28, Judiciary and Judicial Procedure.

Power of the Congress to regulate copyrights, see Const., Art. I, §8, cl. 8.

TITLE REFERRED TO IN OTHER SECTIONS

This title is referred to in title 2 section 179p; title 11 section 101; title 18 sections 2319, 2319A; title 19 section 1337; title 20 sections 1125a, 6622, 8673; title 26 section 543; title 47 sections 542, 544, 605.

CHAPTER 1—SUBJECT MATTER AND SCOPE OF COPYRIGHT

- | | |
|--------|--|
| Sec. | |
| 101. | Definitions. |
| 102. | Subject matter of copyright: In general. |
| 103. | Subject matter of copyright: Compilations and derivative works. |
| 104. | Subject matter of copyright: National origin. |
| 104A. | Copyright in restored works. |
| 105. | Subject matter of copyright: United States Government works. |
| 106. | Exclusive rights in copyrighted works. |
| 106A. | Rights of certain authors to attribution and integrity. |
| 107. | Limitations on exclusive rights: Fair use. |
| 108. | Limitations on exclusive rights: Reproduction by libraries and archives. |
| 109. | Limitations on exclusive rights: Effect of transfer of particular copy or phonorecord. |
| 110. | Limitations on exclusive rights: Exemption of certain performances and displays. |
| 111. | Limitations on exclusive rights: Secondary transmissions. |
| 112. | Limitations on exclusive rights: Ephemeral recordings. |
| 113. | Scope of exclusive rights in pictorial, graphic, and sculptural works. |
| 114. | Scope of exclusive rights in sound recordings. |
| 115. | Scope of exclusive rights in nondramatic musical works: Compulsory license for making and distributing phonorecords. |
| 116. | Negotiated licenses for public performances by means of coin-operated phonorecord players. |
| [116A. | Renumbered.] |
| 117. | Limitations on exclusive rights: Computer programs. |
| 118. | Scope of exclusive rights: Use of certain works in connection with noncommercial broadcasting. |
| 119. | Limitations on exclusive rights: Secondary transmissions of superstations and network stations for private home viewing. |
| 120. | Scope of exclusive rights in architectural works. |
| 121. | Limitations on exclusive rights: reproduction for blind or other people with disabilities. |

AMENDMENTS

1997—Pub. L. 105–80, §12(a)(2), Nov. 13, 1997, 111 Stat. 1534, substituted “Limitations on exclusive rights: Computer programs” for “Scope of exclusive rights: Use in conjunction with computers and similar information systems” in item 117.